

THOMAS EDDIE TUCKER,	)	
	)	
Petitioner,	)	
vs.	)	Case No. 6:08-cv-843-UWC-TMP
	)	
WARDEN; ATTORNEY GENERAL	)	
OF THE STATE OF ALABAMA,	)	
	)	
Respondents.	)	

### O R D E R

On December 1, 2008, the magistrate judge filed his report and recommendation in the above-styled cause, recommending that this petition for *habeas corpus* relief filed pursuant to 28 U.S.C. § 2254 be dismissed with prejudice. No objections have been filed.

Having now carefully reviewed and considered *de novo* all the materials in the court file, including the report and recommendation, the Court is of the opinion that the report is due to be and hereby is ADOPTED, and the recommendation is ACCEPTED. Consequently, the petition for writ of *habeas corpus* filed pursuant to 28 U.S.C. § 2254 in the above-styled cause is due to be and the same is hereby DISMISSED WITH PREJUDICE.

Done the 19th day of December, 2008.



U.W. Clemon  
United States District Judge